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MARC A. PAUL\*

January 30, 2012

Mark J. Langer, Clerk
United States Court of Appeals for the
District of Columbia Circuit
E. Barrett Prettyman U.S. Courthouse
333 Constitution Avenue, N.W.
Washington, D.C. 20001-2866

Dear Mr. Langer:

Transmitted herewith on behalf of PR Wireless, Inc. ("PR Wireless") are the original and three copies of its Petition for Review of the Report and Order and Further Notice of Proposed Rulemaking ("Order") issued by the Federal Communications Commission ("FCC") in WC Docket No. 10-90, GN Docket No. 09-51, WC Docket No. 07-135, WC Docket No. 05-337, CC Docket No. 01-92, CC Docket No. 96-45, WC Docket No. 03-109, and WT Docket No. 10-208. Also enclosed are PR Wireless' Corporate Disclosure Statement and a check in the amount of \$450 payable to the Clerk of the Court of Appeals.

Please note that the United States Judicial Panel on Multidistrict Litigation has consolidated proceedings to review the Order with the United States Court of Appeals for the Tenth Circuit. PR Wireless has instituted this proceeding with the Court pursuant to 28 U.S.C. §§ 2342(1) and 2343 for transfer to the Tenth Circuit pursuant to 28 U.S.C. § 2112(a)(5).

Should any questions arise with respect to this matter, please direct them to the undersigned.

Russell D. Lukas

## UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

PR WIRELESS, INC.,	)		
Petitioner,	)		
V. FEDERAL COMMUNICATIONS COMMISSION and	)		Received & Inspected
	)	Case No.	FEB - 6 2012
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UNITED STATES OF AMERICA,	)		
Respondents.	)		

### PETITION FOR REVIEW

PR Wireless, Inc. ("PR Wireless") petitions the Court for review of the Report and Order and Further Notice of Proposed Rulemaking ("Order") issued by the Federal Communications Commission ("FCC") in WC Docket No. 10-90, GN Docket No. 09-51, WC Docket No. 07-135, WC Docket No. 05-337, CC Docket No. 01-92, CC Docket No. 96-45, WC Docket No. 03-109, and WT Docket No. 10-208. The Order was entered on November 18, 2011 and published in the Federal Register on November 29, 2011.

Petitions for review of the Order were consolidated in the United States Court of Appeals for the Tenth Circuit by the United States Judicial Panel on Multidistrict Litigation acting pursuant to 28 U.S.C. § 2112(a)(3). *See* Consolidation Order, Case MCP No. 108 (Dec. 14, 2011). Petitioner has instituted

this proceeding with the Court pursuant to 28 U.S.C. §§ 2342(1) and 2343 for transfer to the Tenth Circuit pursuant to 28 U.S.C. § 2112(a)(5).

Petitioner maintains that the FCC's decision in its Order is arbitrary and capricious, particularly as it affects insular areas, contrary to statute without record support, a departure from reasoned decisionmaking, and otherwise unlawful.

Petitioners therefore respectfully request a court order that vacates, enjoins, and sets aside the Order and remands the matter to the FCC with appropriate instructions.

Respectfully submitted,

Russell D. Lukas

David A. LaFuria

Todd B. Lantor

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8300 Greensboro Drive, Suite 1200

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(703) 584-8678

Attorneys for Petitioner

January 30, 2012

## UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT Received & Inspected

PR WIRELESS, INC.	)	FEB - 8 2012
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Petitioner,	)	
v.	) Case	No.
FEDERAL COMMUNICATIONS	)	
COMMISSION and UNITED STATES OF AMERICA,	)	
Pagnondants	)	
Respondents.	,	

## CORPORATE DISCLOSURE STATEMENT

PR Wireless, Inc. ("PR Wireless"), by its attorneys and pursuant to D.C. Cir. Rule 26.1, hereby submits the following disclosure statement:

PR Wireless is a privately-held Delaware limited liability company. No publicly-held company owns more than a 10% interest in PR Wireless. PR Wireless is a 100%-owned subsidiary of PR Wireless, LLC, which is also a privately-held Delaware limited liability company. PR Wireless provides wireless telecommunications services in Puerto Rico.

Respectfully submitted,

Russell D. Lukas
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Counsel for PR Wireless, Inc.

(703) 584-8678

January 30, 2012

#### CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of January, 2012, I have filed the above and foregoing with the Clerk of the Court and have provided copies to the following by hand delivery:

Eric H. Holder, Jr. Attorney General U.S. DEPARTMENT OF JUSTICE 950 Pennsylvania Avenue, N.W. Washington, DC 20530

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